

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: J. CALABRIA et al.

Attorney Docket No: 20002.0057

Application No.: 09/482,338

Group Art Unit: 1732

Filed: January 14, 2000

Examiner: E. Lee

For: METHOD FOR FORMING A GOLF BALL
WITH POLYURETHANE

TERMINAL DISCLAIMER UNDER 37 CFR § 1.321(c)

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

Petitioner, Sean P. O'Hanlon, represents that he is one of the attorneys of record for Acushnet Company, the assignee of the entire right, title and interest in and to the above-identified application by virtue of an assignment from John CALABRIA, Dean A. SNELL, and Shenshen WU to Acushnet Company recorded in the parent application no. 09/206,400, filed December 7, 1998.

Petitioner hereby disclaims the terminal part of any patent granted on the above-identified application that would extend beyond the expiration date of U.S. Patent No. 5,888,437, from application no. 08/992,835, filed December 17, 1997, and U.S. Patent No. 5,733,428, from application no. 08/432,657, filed May 2, 1005, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent Nos. 5,888,437 and 5,733,428.

Petitioner further agrees that this agreement is to run with any patent granted on the above-identified application and is to be binding upon the grantee, its successors, and assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of U.S. Patent Nos. 5,888,437 and 5,733,428 in the event that any such patent later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated

prior to the expiration of its full statutory term, except for the separation of legal title and stated above.

Petitioner hereby confirms that he has reviewed the assignment and, to the best of his knowledge and belief, title is in the assignee seeking to take action in this matter and that he is empowered to act on behalf of Acushnet Company.

Petitioner hereby declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Dated: October 26, 2005

By: 

Sean P. O'Hanlon, Registration No. 47,252
Attorney for Assignee Acushnet Company
SWIDLER BERLIN, LLP
3000 K Street, NW, Suite 300
Washington, D.C. 20007
(202) 424-7500 Telephone
(202) 295-8478 Facsimile